

Biosecurity (Siam Weed and Other Matters) Amendment Regulation 2020

Human Rights Certificate

Prepared in accordance with Part 3 of the *Human Rights Act 2019*

In accordance with section 41 of the *Human Rights Act 2019*, I, Mark Furner MP, Minister for Agricultural Industry Development and Fisheries, provide this human rights certificate with respect to the *Biosecurity (Siam Weed and Other Matters) Amendment Regulation 2020* (the Amendment Regulation) made under the *Biosecurity Act 2014* (the Act).

In my opinion, the *Biosecurity (Siam Weed and Other Matters) Amendment Regulation 2020*, as tabled in the Legislative Assembly, is compatible with the human rights protected by the *Human Rights Act 2019*. I base my opinion on the reasons outlined in this statement.

Overview of the Subordinate Legislation

The authorising law for the Amendment Regulation includes sections 15, 21, 38, 43 and Schedule 2, Part 2 of the Act.

The Amendment Regulation is made under the Act, and contains two minor amendments to the *Biosecurity Regulation 2016* (the Regulation) as follows:

1. Amend the definition of ‘MRL standard’ (Maximum Residue Limit standard) in Schedule 3, schedule 3 of the Regulation. This Amendment updates a technical reference to the Federal instrument *Agricultural and Veterinary Chemicals Code (MRL Standard) Instrument 2019 (Cwlth)* which superseded the *Agricultural and Veterinary Chemicals Code Instrument (No. 4) (MRL Standard) 2012 (Cwlth)* on 23 August 2019.
2. Amend the biological control of Siam weed in Schedule 4, Part 1. This amendment enables Siam weed (*Chromolaela odorata*) plants and plant parts infected with the biological control agent Chromolaena Gall fly (*Cecidochara connexa*) to be distributed into areas of Siam weed infestation for the purpose of biological control without the need for a Restricted Matter Permit.

Human Rights Issues

Human rights relevant to the subordinate legislation (Part 2, Division 2 and 3 *Human Rights Act 2019*)

Technical reference update to the ‘MRL standard’

In my opinion, this amendment does not engage or limit any human rights protected under the *Human Rights Act 2019*.

Amendment to the biological control of Siam weed

In my opinion, this amendment does not engage or limit any human rights protected under the *Human Rights Act 2019*.

Conclusion

I consider that the *Biosecurity (Siam Weed and Other Matters) Amendment Regulation 2020* is compatible with the *Human Rights Act 2019* because it does not raise a human rights issue.

Mark Furner MP
Minister for Agricultural Industry
Development and Fisheries

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